

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF NORTH CAROLINA
SOUTHERN DIVISION

UNITED STATES OF AMERICA :
:
:
v. : 7:12-CR-31-F
:
:
MICHAEL JUSTIN FANELLY : ORDER

This matter comes now before this court on motion of the United States, by and through the United States Attorney, with the consent of Defendant, to dismiss Count Three of the Indictment in the above captioned case.

For good cause shown, the court hereby GRANTS the government's motion, and dismisses Count Three of the Indictment, which was filed on March 21, 2012, against MICHAEL JUSTIN FANELLY, as there is currently insufficient evidence to proceed with that count.

This the 22nd day of June, 2012



JAMES C. FOX
Senior United States District Judge